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2011 MAY 20 AM 9:34

Attorneys for Plaintiffs

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
**COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

OMAR RODRIGUEZ; CINDY GUILLEN-  
GOMEZ; STEVE KARAGIOSIAN;  
ELFEGO RODRIGUEZ; AND JAMAL  
CHILDS,

Plaintiffs,

-vs-

BURBANK POLICE DEPARTMENT; CITY  
OF BURBANK; AND DOES 1 THROUGH  
100, INCLUSIVE.

Defendants.

CASE NO.: BC 414 602

Complaint Filed: May 28, 2009

Assigned to: Hon. Joanne B. O'Donnell, Judge

**DEMAND FOR EXCHANGE OF EXPERT  
WITNESS INFORMATION PURSUANT TO  
CODE CIVIL PROCEDURE, § 2034.210  
AND DEMAND FOR PRODUCTION OF  
EXPERT REPORTS AND WRITINGS  
PURSUANT TO CODE CIVIL  
PROCEDURE, § 2034.270**

BURBANK POLICE DEPARTMENT; CITY OF  
BURBANK,

Cross-Complainants,

-vs-

OMAR RODRIGUEZ, and Individual,

Cross- Defendant

Trial Date: July 27, 2011

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1 PARTY MAKING DEMAND: Plaintiff, Omar Rodriguez  
2 DATE AND TIME OF EXCHANGE: June 7, 2011  
3 PLACE OF EXCHANGE: Law Offices of Rheuban & Gresen  
4 15910 Ventura Boulevard, Suite 1610  
5 Encino, California 91436

6 Pursuant to Code of Civil Procedure section 2034.210, Plaintiff Omar Rodriguez hereby  
7 demands that on or before the above-stated date of exchange and at the above-stated place of  
8 exchange and all parties to this action take part in a mutual and simultaneous exchange of  
9 information concerning each party's expert trial witnesses. The exchange of expert witness  
10 information shall include either of the following:

- 11 1. A list setting forth the name and address of any natural person, including any party,  
12 whose oral or deposition testimony in the form of an expert opinion will be offered in  
13 evidence at the trial.
- 14 2. A statement that no expert witness testimony will be offered.

15 If any designated expert is a party, an employee of a party, or has been retained by that party  
16 for the purpose of forming and expressing an opinion in anticipation of the litigation or in  
17 preparation for the trial of the action, the exchange shall include or be accompanied by an expert  
18 witness declaration signed only by the attorney for the party designating the expert, or by the party,  
19 if that party has no attorney. This declaration shall be executed under penalty of perjury and shall  
20 contain:

- 21 1. A brief narrative statement of the qualifications of the expert;
- 22 2. A brief narrative statement of the general substance of the testimony that the expert is  
23 expected to give;
- 24 3. A representation that the expert has agreed to testify at the trial;
- 25 4. A representation that the expert will be sufficiently familiar with the pending action to  
26 submit to a meaningful oral deposition concerning the specific testimony, including any  
27 opinion and its basis, that the expert is expected to give at trial, and
- 28 5. A statement of the expert's hourly and daily fee for providing deposition testimony.

1 Under Code of Civil Procedure, section 2034.270, each party is also required to product for  
2 inspection and copying at the place and on the date stated above, all discoverable reports and  
3 writings, if any, made by any designated expert witness in the course of preparing that expert's  
4 opinion.

5  
6 DATED: May 18, 2011

LAW OFFICES OF RHEUBAN AND GRESEN

7  
8 By: \_\_\_\_\_

9 Solomon E. Gresen  
10 Attorneys for Plaintiffs Omar Rodriguez, Steve Karagiosian,  
11 and Cindy Guillen-Gomez  
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1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles. I am over the age of eighteen and am not a  
4 party to the within action. My business address is 15910 Ventura Boulevard, Suite 1610, Encino,  
California 91436.

5 On May 18, 2011, I served a copy of the following document described as **DEMAND FOR**  
6 **EXCHANGE OF EXPERT WITNESS INFORMATION PURSUANT TO CODE CIVIL**  
7 **PROCEDURE, § 2034.210 AND DEMAND FOR PRODUCTION OF EXPERT REPORTS**  
8 **AND WRITINGS PURSUANT TO CODE CIVIL PROCEDURE, § 2034.270** on the interested  
9 parties in this action as follows:

10 Lawrence A. Michaels  
11 Mitchell Silberberg & Knupp LLP  
12 11377 West Olympic Boulevard  
13 Los Angeles, CA 90064-1683  
14 Facsimile: (310) 312-3100

Linda Miller Savitt, Esq.  
Ballard Rosenberg Golper & Savitt, LLP  
500 North Brand Boulevard, Twentieth Floor  
Glendale, California 91203  
Facsimile: (818) 506-4827

15 Carol Ann Humiston  
16 Senior Assistant City Attorney  
17 Office of the City Attorney  
18 275 East Olive Avenue,  
19 Burbank, California 91510-6459  
20 Facsimile: (818) 238-5724

Gregory Smith, Esq.  
Law Offices of Gregory W. Smith  
6300 Canoga Avenue, Suite 1590  
Woodland Hills, CA 91367  
Facsimile: (818) 712-4004

21 Thomas G. Mackey, Esq.  
22 Jackson Lewis LLP  
23 725 South Figueroa Street, Suite  
24 2500  
25 Los Angeles, California 90017  
26 Facsimile: (213) 689-0430

27 XX **BY MAIL:** By placing a true copy thereof enclosed in a sealed envelope(s) addressed  
28 as above, and placing each for collection and mailing on that date following ordinary  
business practices. I am "readily familiar" with this business's practice for collecting  
and processing correspondence for mailing. On the same day that correspondence is  
placed for collection and mailing, it is deposited in the ordinary course of business with  
the U.S. mail Postal Service in Los Angeles, California, in a sealed envelope with  
postage fully prepaid.

29 XX **BY FACSIMILE:** Based on an agreement of the parties to accept service by facsimile  
transmission, I faxed the documents to the person(s) at the facsimile numbers listed  
above. The telephone number of the sending facsimile machine is (818) 815-2737. The  
sending facsimile machine issued a transmission report confirming that the transmission  
was complete and without error. A copy of that report showing the time of service is  
attached.

30 XX **STATE:** I declare under penalty of perjury under the laws of the State of California that  
the above is true and correct.

31 EXECUTED on May 18, 2011, Encino, California.

32 \_\_\_\_\_  
Shannon Ford